

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 1948*

House Bill No. 1997

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by delecting Section 1 in its entirety and substituting instead the following new Section:

SECTION 1. Chapter 223 of the Private Acts of 1961, as amended by Chapter 161 of the Private Acts of 1986, Chapter 191 of the Private Acts of 1988, and Chapter 86 of the Private Acts of 1989, and any other acts amendatory thereto, is amended in Article IX by adding the following new section:

Section 9.15. Sale of Hospital Facilities. Be it further enacted that notwithstanding the provisions of Section 4.23 of Article IV, a referendum of the voters of the City of Cookeville approving the sale or other transfer of the assets, buildings, and real property of the hospital and clinical facilities owned by the City of Cookeville, including the facilities known as Cookeville General Hospital, is required prior to such sale or transfer by the city council except as follows:

(a)(1) The board of trustees of the Cookeville General Hospital by majority vote of its membership adopts a resolution that finds and declares:

(A) that an emergency exists in the operation of such facility because of its rapidly deteriorating financial condition and inability to meet current cash requirements, debts payable, or lacks adequate operating capital;

(B) that the continued operation of the hospital by the board of trustees and the city of Cookeville is not economically feasible;

(C) that the continued operation of such facility by the city will adversely affect the financial stability of the city;

(D) that the board recommends that the city council sell or transfer such facility; and

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(2) After a public hearing, the city council by unanimous vote of its membership, approves the recommendations of the board of trustees of the Cookeville General Hospital; or

(b) (1) The board of trustees of the Cookeville General Hospital by majority vote of its membership adopts a resolution that finds and declares that part of the buildings and real property of such facilities is no longer needed by the board of trustees for the operation of such hospital and clinical facilities; that such buildings and property are surplus; and that the board recommends to the city council that such property be sold or transferred by the city; and

(2) After a public hearing, the city council by unanimous vote of its membership, approves the recommendations of the board of trustees of the Cookeville General Hospital for the sale or transfer of such portion of the property.

A referendum required by this section shall be held at any general election or city election or may be held at a special election called for such purpose. The ballots used in such election shall have printed on them the substance of the proposed sale or the proposed disposal of such hospital or real property and the voters shall vote for or against its approval.

The provisions of this section do not apply to the disposal of personal property of such hospital and clinical facilities which is obsolete, surplus, or unusable and such personal property shall be disposed of in accordance with a policy established by the board of trustees.